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6 **UNITED STATES DISTRICT COURT**  
7 **DISTRICT OF NEVADA**  
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9 TIMMY JOHN WEBER,

10 Petitioner,

3:11-cv-0104-PMP-RAM

11 vs.

**ORDER**

12 E.K. McDANIEL, *et al.*,

13 Respondents.  
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16 This action is a petition for a writ of habeas corpus, pursuant to 28 U.S.C. § 2254, by  
17 Timmy John Weber, a Nevada prisoner sentenced to death. The action was initiated by Weber,  
18 acting *pro se*, on February 11, 2011 (docket #1, #2, #3). On February 16, 2011, the court granted  
19 Weber's motion for appointment of counsel (docket #4), and appointed the Federal Public Defender  
20 (FPD) as his counsel, subject to notice from the FPD of its ability to represent petitioner.

21 On March 1, 2011, Heather D. Procter, of the Nevada Attorney General's Office, filed a  
22 notice of representation of the respondents (docket #5).


23 On March 3, 2011, Brian Abbington and Sarah Hensley, of the FPD's office, filed a notice of  
24 acceptance of representation of Weber (docket #6).

25 The court will now set a scheduling conference. The purpose of the conference will be to  
26 establish a schedule for the further litigation of this action. In advance of the conference, counsel for

1 petitioner and counsel for respondents will be expected to become familiar with the case, if they  
2 have not already done so. During this time, counsel for petitioner should meet with the petitioner  
3 (if they have not already done so), confer with petitioner's previous counsel, and gather the case files  
4 and court records relative to this action. Also, during this time, counsel for petitioner and counsel  
5 for respondents should confer with each other regarding the anticipated course of proceedings in the  
6 action.

7 **IT IS THEREFORE ORDERED** that a telephonic status conference is scheduled for  
8 **June 27, 2011, at 1:30 p.m.** At the conference, counsel for petitioner shall be prepared to advise  
9 the court whether the complete state-court record has been obtained, and, if not, what portions are  
10 missing, why they are missing, what efforts have been made to obtain them, and how long it will  
11 take to obtain them. Counsel for petitioner and counsel for respondents shall be prepared to discuss  
12 the schedule for litigation of this action. During the week before the conference, counsel for  
13 petitioner and counsel for respondents shall contact Donna Sherwood, at 702-464-5426, to make  
14 arrangements for their appearances at the conference.

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16 Dated this 15<sup>th</sup> day of March 2011.

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19 UNITED STATES DISTRICT JUDGE  
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